

**DEPARTMENTAL BUDGET INFORMATION
DEPARTMENT OF ADMINISTRATIVE HEARINGS (45)**

STATEMENT OF PURPOSE

The Department of Administrative Hearings (DAH) will support the Mayor's vision to transform the government of the City of Detroit to the Next Detroit by applying the guiding principles of the Next Detroit, which means a commitment to structural balancing by managing costs and improving services to citizens.

The Department of Administrative Hearings (DAH) will play an integral role in supporting Mayor Kilpatrick's vision to create a cleaner Detroit by supporting the City's efforts to eradicate illegal dumping. The DAH will support these efforts in the adjudication and collection processes.

The Department of Administrative Hearings (DAH) will help support the Mayor's initiative to create a cleaner City by establishing an efficient and cost effective manner to adjudicate cases in an impartial and independent forum.

DESCRIPTION

The Department of Administrative Hearings (DAH) incorporates the Municipal Ordinance Violations Bureau's (MOVB) collection process into its system, thereby establishing new procedures for the administration, adjudication and collection of blight violations into one framework. The Zoning, Environmental, and Property Maintenance Branches of the MOVB are now adjudicated under the Department of Administrative Hearings. The DAH will assess civil fines and costs pursuant to the schedules of violations for the Blight Ordinances. Under the DAH, violation notices will contain hearing dates, so no separate citation will be generated, and hearings will yield Decisions and Orders with which a defendant must comply or appeal to the 3rd Circuit Court of Michigan.

**MAJOR INITIATIVES FOR
FY 2005-06 and FY 2006-07**

The DAH opened its doors in January 2005 at 561 E. Jefferson. Since then, 35,273 blight violation notices have been issued by the enforcing agencies and 33,326 DAH hearings have been held. The City intends for inspectors and police officers to eventually generate violation notices in the field electronically using laptops or handheld ticket writing devices with portable printers. The total future volume of violations is not known, but it is expected to decrease in subsequent years, as the deterrent effects of the increased enforcement effort begin to accrue throughout the city. Fines and revenues for Solid Waste/Illegal Dumping violations are recorded in the Department of Environmental Affairs, and for Zoning and Property Maintenance violations in the Department of Buildings and Safety Engineering.

**PLANNING FOR THE FUTURE FOR
FY 2006-07, FY 2007-08 and BEYOND**

The Department is looking at the possibility of handling cases out in the community. This would allow residents of the city to commute a shorter distance to have their cases heard.

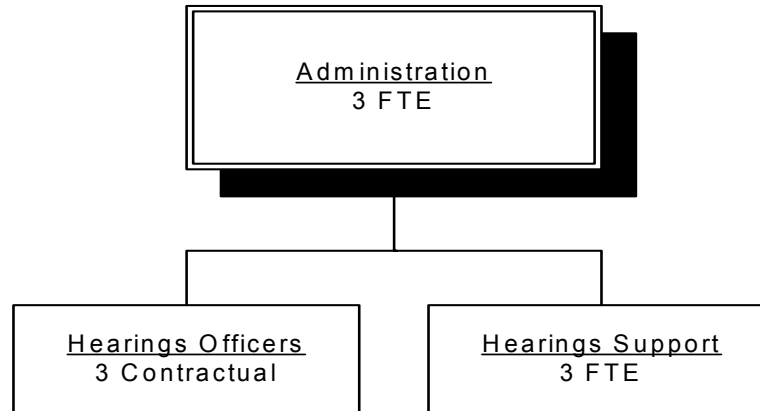
Also, the possibility of expanding the DAH's jurisdiction is being looked into. It is possible that lead-based paint violations as well as abandoned vehicle violations could be added as code violations to be heard by this department.

The City of Chicago's Department of Administrative Hearings addresses quality of life offenses with the following Hearing Divisions: Buildings, Consumer Affairs, Environmental Safety, Municipal, Vehicles,

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and Community Service. Every year the department's administrative law officers preside over 400,000 cases, including tens of thousands of cases previously prosecuted in an overburdened state court system. Cases include general violations of the Municipal Code related to disorderly conduct, permits, public drinking, graffiti and vandalism, peddling, business license permits, public taxis and liveries, and consumer fraud and deception. More city of Detroit codes are already contemplated for decriminalization, according to careful study of the programs effectiveness here.

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PERFORMANCE MEASURES AND TARGETS

Type of Performance Measure: List of Measures	2004-05 Actual	2005-06 Projection	2006-07 Target
Outputs: Units of Activity directed toward Goals:			
Number of zoning division violations heard	4,935	11,350	11,350
Number of solid waste/illegal dumping division violations heard	3,563	9,350	9,350
Number of property maintenance division violations heard	7,030	20,700	20,700
Outcomes: Results or Impacts of Program Activities			
Average number of days between violation issuance and hearing date	55	55	55
Percent of Decisions and Orders overturned	0%	0%	0%
Percent of Decisions and Orders appealed	<1%	<1%	<1%
Efficiency: Program Costs related to Units of Activity			
Percent of Orders in delinquency	50%	50%	50%
Percent of cases that are no-show	50%	50%	50%

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EXPENDITURES

	2004-05		2006-07		
	Actual	2005-06	Mayor's	Variance	Variance
	Expense	Redbook	Budget Rec		Percent
Salary & Wages	\$ 233,948	\$ 315,342	\$ 362,117	\$ 46,775	15%
Employee Benefits	146,651	181,999	264,045	82,046	45%
Prof/Contractual	168,000	1,667,000	1,246,304	(420,696)	-25%
Operating Supplies	51,897	10,000	10,000	-	0%
Operating Services	196,439	341,510	331,510	(10,000)	-3%
Capital Equipment	100,128	20,000	20,000	-	0%
Capital Outlays	1,674	-	-	-	0%
TOTAL	\$ 898,737	\$ 2,535,851	\$ 2,233,976	\$ (301,875)	-12%
POSITIONS	4	6	6	-	0%

REVENUES

	2004-05		2006-07		
	Actual	2005-06	Mayor's	Variance	Variance
	Expense	Redbook	Budget Rec		Percent
Revenues	\$ -	\$ 1,000	\$ 85	\$ (915)	-92%
Sales and Charges	64,837	1,643,000	1,115,856	(527,144)	-32%
Miscellaneous	\$ 100	-	\$ -	-	0%
TOTAL	\$ 64,937	\$ 1,644,000	\$ 1,115,941	\$ (528,059)	-32%